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IRVING MALCHMAN, OF COUNSEL

VIA E-FILING

April 1, 2005

Clerk of the Court
United States District Court for the District of Massachusetts
Suite 2300
John Joseph Moakley U.S. Courthouse
One Courthouse Way
Boston, Massachusetts 02210

Re: *County of Suffolk v. Abbott Laboratories, Inc., et al.*
(MDL. 1456)(E.D.N.Y. Case No. CV-030229)
No. 01-CV-12257-PBS

Dear Sir or Madam:

Per this Court's Order entered June 17, 2004 enclosed for filing in the above-captioned matter please find the April 1, 2005 status report for Suffolk County.

Sincerely,

/s/ Aaron D. Hovan
Aaron D. Hovan

Enclosures
cc: All Parties

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESale PRICE
LITIGATION

THIS DOCUMENT RELATES TO:

County of Suffolk v. Abbott Laboratories, Inc., et al.,
E.D.N.Y. Case No. CV-03-229

MDL. NO. 1456

Civil Action No. 01-CV-12257- PBS

Judge Patti Saris

SUFFOLK COUNTY'S STATUS REPORT

The undersigned counsel for Suffolk County hereby submits the attached status report to the Court in accordance with the Court's June 17th Procedural Order.

Date: April 1, 2005
New York, New York

KIRBY McINERNEY & SQUIRE, LLP

By: /s/ Joanne M. Cicala
Joanne M. Cicala
Aaron D. Hovan

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New York, New York 10022
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COUNSEL FOR THE COUNTY OF SUFFOLK

MDL 1456 Status Report
County of Suffolk v. Abbott Laboratories, Inc., et al. 03cv10643-PBS, E.D.N.Y.

Motion to Dismiss-Related

- October 26, 2004- Court orders Suffolk County to "disclose within three weeks all documents upon which it relied in calculating the spreads, and provide, in writing, a more definite statement of its method for calculating damages pursuant to Federal Rule of Civil Procedure 12(e)."
- November 16, 2004- Suffolk County files "Suffolk Affidavit In Response to October 26, 2004 Order".
- November 19, 2004- GSK files Motion for Clarification of the Court's October 26, 2004, Ruling in the County of Suffolk Action.
- November 22, 2004- Suffolk County files response to GSK's Motion For Clarification.
- November 30, 2004- Defendants file responses to "Suffolk Affidavit In Response to October 26, 2004 Order".
- December 8, 2004- Suffolk County requests leave to file reply in further response to October 26, 2004 order.
- January 10, 2005- Court grants Motion for Leave to File Reply in Further Response to October 26, 2004 Order.

Second Motion To Compel The Production of Discovery From The Schering-Pough Corporation

- January 20, 2005- Suffolk County files Second Motion To Compel The Production of Discovery From The Schering-Pough Corporation.
- January 25, 2005- Schering files Opposition to County of Suffolk's Second Motion to Compel the Production of Discovery.
- January 27, 2005- Judge Marianne B. Bowler Denies Second Motion for Discovery without prejudice . Deadline for responses is set for February 28, 2005.
- March 30, 2005- Suffolk files Motion to Renew Its Second Motion to Compel the Production of Discovery From the Schering-Plough Corporation

Defendants' Motion for a Case Management Conference and for Coordination of Pleadings

- Defendants' Motion for a Case Management Conference and for Coordination of Pleadings filed February 11, 2005.
- Suffolk County's Memorandum in Response to Defendants' Motion for a Case Management Conference and for Coordination of Pleadings filed February 25, 2005.
- Court Grants Defendants' Motion for a Case Management Conference and for Coordination of Pleadings. Case Management Conference set for April 8, 2005 at 2:15 PM in Courtroom 19 before Judge Patti B. Saris.

Certificate of Service

I certify that on April 1, 2005 a true and correct copy of the foregoing April 1, 2005 Status Report was served on all Counsel of Record by electronic service pursuant to Case Management Order No. 2 by sending a copy to Verilaw Technologies for posting and notification to all parties.

/s/ Aaron D. Hovan
Aaron D. Hovan